



CITY OF HAYWARD
AGENDA REPORT

AGENDA DATE 09/11/01
AGENDA ITEM 8
WORK SESSION ITEM

TO: Mayor and City Council

FROM: Director of Community and Economic Development

SUBJECT: Utility Service Agreement 01-3 - Kathryn M. Harris (Applicant/Owner) -
Authorize the City Manager to Execute a Utility Service Agreement for Water
Service at 26165 Clover Road

RECOMMENDATION:

It is recommended that the City Council:

- 1) Authorize the City Manager to execute a Public Street Improvement Agreement for the property at 26165 Clover Road;
- 2) Authorize the City Manager to execute a Utility Service Agreement to provide water service to the property at 26165 Cover Road; and
- 3) Direct staff to apply to the Local Agency Formation Commission (LAFCO) for approval of the Utility Service Agreements.

DISCUSSION:

The applicant has requested water service for the property at 26165 Clover Road. The City has a six inch water main that is located in Clover Road. The applicant proposes to connect to this main, which has adequate capacity to serve the existing single-family home.

On January 24, 1954, the City entered into an agreement with Castle Homes, of which the applicant's property at 26165 Clover Road is a part. This agreement requires the City to maintain a sufficient water supply for the property, subject to a utility service agreement and reasonable conditions.

The applicant has executed agreements committing to install frontage improvements and tie-in paving at a future date and agreeing to annex when and if requested by the City. This is consistent with past agreements approved for providing utility service to properties outside the City limits.

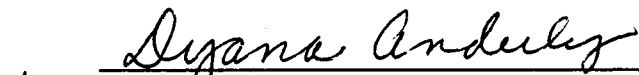
The property is 2.8 acres in size. This application is categorically exempt per CEQA Guidelines Section 15301(b) (existing facilities of a publicly owned utility). Upon approval by Council the City will need to apply to LAFCO for approval of the agreement. The applicant will pay all LAFCO processing costs.

Prepared by:



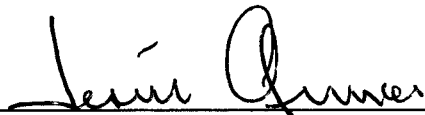
Daniel R. Garcia
Development Review Services Engineer

Recommended by:



for Sylvia Ehrenthal
Director of Community and Economic Development

Approved by:



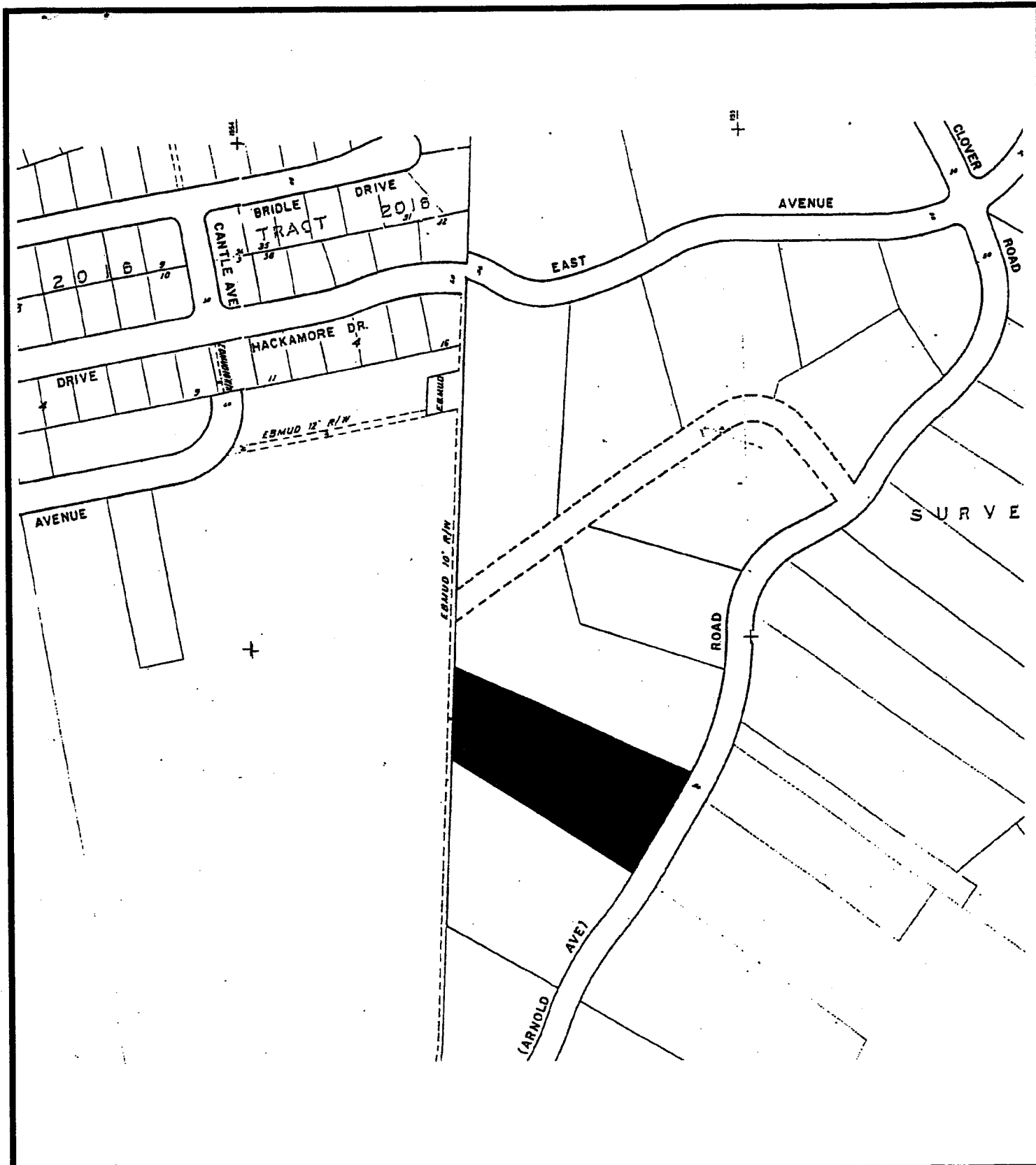
Jesús Armas, City Manager

Attachments:

Area Map

Draft Resolution

8.24.01



Area & Zoning Map

USA-01-3

Address: 26165 Clover Road

Applicant: Mrs. Kathryn M. Harris

Owner:

HAYWARD CITY COUNCIL

RESOLUTION NO. _____

Introduced by Council Member _____

RESOLUTION AUTHORIZING THE CITY MANAGER TO APPLY TO LAFCO FOR APPROVAL OF A UTILITY SERVICE AGREEMENT (USA 01-3) TO PROVIDE SEWER SERVICES TO PROPERTY LOCATED AT 26164 CLOVER ROAD; AND FURTHER AUTHORIZING THE CITY MANAGER TO EXECUTE SUCH AGREEMENT, AS WELL AS AN AGREEMENT FOR COMPLETION OF PUBLIC STREET IMPROVEMENTS

WHEREAS, Kathryn M. Harris (Applicant/Owner) has requested water service for the property located at 26164 Clover Road; and

WHEREAS, pursuant to City policy, the applicant has executed an agreement to install street improvements across the property frontage at a future date and agreed to annex when requested by City; and

WHEREAS, the City is required to apply to LAFCO for approval of the utility service agreement, for which the applicant has agreed to pay.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hayward that the City Manager is authorized to file an application with the Alameda County Local Agency Formation Commission ("LAFCO") for approval of Utility Service Agreement 01-3 in connection with property located at 26164 Clover Road.

BE IT FURTHER RESOLVED that the City Manager is also authorized to execute a utility service agreement and public street improvement agreement in the form of the agreements on file in the office of the City Clerk, to which reference may be made for further particulars, following the LAFCO's approval of the utility service agreement pursuant to Government Code section 56133.

IN COUNCIL, HAYWARD, CALIFORNIA _____, 2001

ADOPTED BY THE FOLLOWING VOTE:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST: _____
City Clerk of the City of Hayward

APPROVED AS TO FORM:

City Attorney of the City of Hayward